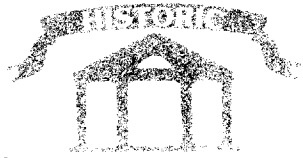


**Jerry W. Sharber**  
Mayor

REC'D TN  
REGULATORY AUTH.



**CITY OF FRANKLIN**  
**TENNESSEE**

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OFFICE OF THE  
EXECUTIVE SECRETARY

**James R. Johnson**  
City Administrator

**RECEIVED**  
**TN REG. AUTHORITY**

October 27, 1999

NOV 01 1999

**ENERGY & WATER DIVISION**

Tennessee Regulatory Authority  
460 James Robertson Parkway  
Nashville, TN 37243

Re: Terrabrook Ladd Utilities, LLC Application for  
Certificate of Public Convenience and Necessity-99-00509

Ladies and Gentlemen:

The City of Franklin, a party in interest, pursuant to T.C.A. Section 65-4-204 requests a public hearing on the above application. The present hearing date on the application, November 2, 1999, does not allow the City and other interested parties sufficient time to prepare a response. However, for the reasons set out below, the City requests that the hearing be postponed indefinitely.

The City objects to the application on the grounds that the applicant will not be able to meet the standards for issuance of the certificate, as set out in T.C.A. Section 65-4-203. The City acknowledges that its policy is at present not to extend sewer service outside of the City limits and that the City does not have existing lines in the area sought to be served. However, the applicant has not sought annexation and there has been no showing that service has been refused or that the City would be unable to supply service to the area within a reasonable time through additions and extensions to its present system, if the area in question were annexed.

In addition, the City of Franklin is concerned about how the present application relates to the ongoing, county-wide coordinating committee concerning establishment of urban growth boundaries, as mandated by Public Chapter 1101 of the Public Acts of 1998, now codified at T.C.A. Section 6-58-101. The proposed system, and the project it will serve, are included within proposed urban growth boundaries for the City and within the planned growth areas of Williamson County. As part of this process, both City and County are required to report on the projected costs of providing "urban core infrastructure, urban services, and public facilities" throughout the territory in question, and to "identify territory in which the municipality (or County) is better able and prepared to efficiently and effectively provide urban services."

The City contends that until this statutorily mandated, county-wide planning process is complete, it would be premature to schedule this hearing. If a hearing is held, then the City requests to be permitted to appear and participate.

Sincerely,

Jerry W. Sharber  
Mayor

JRJ:bjj

**FILE**